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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

LUIS VIOLANTE-GOMEZ,

Petitioner,

v.

ERIC H. HOLDER Jr., Attorney General,

Respondent.

No. 05-71138

Agency No. A096-188-825

MEMORANDUM *

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted July 14, 2009**

Before: SCHROEDER, THOMAS, and WARDLAW, Circuit Judges.

Luis Violante-Gomez, native and citizen of Mexico, petitions for review of the Board of Immigration Appeals' order dismissing his appeal from an immigration judge's (IJ) removal order. We have jurisdiction under 8 U.S.C.

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without oral argument. See Fed. R. App. P. 34(a)(2).

§ 1252. We review de novo whether evidence deriving from an illegal search is sufficiently tainted to require suppression, *United States v. Johns*, 891 F.2d 243, 244 (9th Cir. 1989), and we deny the petition for review.

Violante-Gomez's contention that the I-130 visa petition and associated documents in the record demonstrating his alienage should have been suppressed as the fruits of his subsequent illegal arrest is unavailing. *See Hoonsilapa v. INS*, 575 F.2d 735, 738 (9th Cir.), *modified by* 586 F.2d 755 (9th Cir. 1978) ("It is well settled in this circuit that the mere fact that Fourth Amendment illegality directs attention to a particular suspect does not require exclusion of evidence subsequently unearthed from independent sources.").

PETITION FOR REVIEW DENIED.